

26 *Be it enacted by the Legislature of the state of Utah:*

27 Section 1. Section **53E-6-603** is amended to read:

28 **53E-6-603. Ineligibility for educator license.**

29 (1) The state board may refuse to issue a license to a license applicant if the state board
30 finds good cause for the refusal, including behavior of the applicant:

31 (a) found pursuant to a criminal, civil, or administrative matter after reasonable
32 opportunity for the applicant to contest the allegation; and

33 (b) considered, as behavior of an educator, to be:

34 (i) immoral, unprofessional, or incompetent behavior; or

35 (ii) a violation of standards of ethical conduct, performance, or professional
36 competence.

37 (2) The state board may not issue, renew, or reinstate an educator license if the license
38 applicant or educator:

39 (a) was convicted of a felony of a sexual nature;

40 (b) pled guilty to a felony of a sexual nature;

41 (c) entered a plea of no contest to a felony of a sexual nature;

42 (d) entered a plea in abeyance to a felony of a sexual nature;

43 (e) was convicted of a sexual offense under Title 76, Chapter 5, Part 4, Sexual
44 Offenses, against a minor child;

45 (f) engaged in sexually explicit conduct, as defined in Section 76-5b-103, with a
46 student who is a minor;

47 (g) engaged in sexually explicit conduct, as defined in Section 76-5b-103, with a
48 student who ~~is~~:

49 (i) ~~is~~ ~~H→~~ **not** ~~←H~~ enrolled in H→ [a regular K-12] an adult ←H education program in an

49a LEA;

50 ~~(i)~~ (ii) is not a minor; and

51 ~~(i)~~ (iii) (A) is enrolled in ~~[a school]~~ an LEA where the license applicant or educator
52 is ~~[or was]~~ employed; or

53 (B) is a participant in an extracurricular program in which the educator is involved; or

54 (h) admits to the state board or UPPAC that the license applicant or educator
55 committed conduct that amounts to:

56 (i) a felony of a sexual nature; or